

FILED

ENTERED

AO 106 (Rev. 04/10) Application for a Search Warrant (Modified: WAWD 10-26-18)

JUL 29 2019

UNITED STATES DISTRICT COURT

for the

Western District of Washington

AT SEATTLE
CLERK U.S. DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
BY DEPUTY

In the Matter of the Search of

(Briefly describe the property to be searched
or identify the person by name and address)6520 28th Avenue South
Seattle, Washington

Case No.

MJ19-348

APPLICATION FOR A SEARCH WARRANT

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

6520 28th Avenue South, Seattle, Washington, more fully described in Attachment A, incorporated herein by reference.

located in the Western District of Washington, there is now concealed (identify the person or describe the property to be seized):

See Attachment B, incorporated herein by reference.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
☒ contraband, fruits of crime, or other items illegally possessed;
☒ property designed for use, intended for use, or used in committing a crime;
☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

Code Section

Offense Description

18 U.S.C. § 922(g)

Prohibited Person in Possession of Firearm

The application is based on these facts:

- ☒ See Affidavit of FBI SA Lauriene Diver, continued on the attached sheet.

- ☐ Delayed notice of _____ days (give exact ending date if more than 30 days: _____) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.

Pursuant to Fed. R. Crim. P. 4.1, this warrant is presented: ☐ by reliable electronic means; or: ☐ telephonically recorded.



Applicant's signature

Lauriene Diver, FBI Special Agent

Printed name and title

- ☒ The foregoing affidavit was sworn to before me and signed in my presence, or
☐ The above-named agent provided a sworn statement attesting to the truth of the foregoing affidavit by telephone.

Date:

July 29, 2019



Judge's signature

City and state: Seattle, Washington

Mary Alice Theiler, United States Magistrate Judge

Printed name and title

AFFIDAVIT

STATE OF WASHINGTON)
) SS
COUNTY OF KING)

I, Lauriene Diver, being first duly sworn, depose and state as follows:

INTRODUCTION AND AGENT BACKGROUND

1. I am a Special Agent (SA) with the Federal Bureau of Investigation (FBI), currently assigned to the Seattle Field Office, and have been so employed since 2009. I am assigned to the Cyber squad where I primarily investigate computer intrusions and other Cybercrimes. My experience as an FBI Agent includes the investigation of cases involving the use of computers and the Internet to commit crimes. I have received training and gained experience in interviewing and interrogation techniques, arrest procedures, search warrant applications, the execution of searches and seizures, Cybercrimes, computer evidence identification, computer evidence seizure and processing, and various other criminal laws and procedures. I have personally participated in the execution of search warrants involving the search and seizure of computer equipment.

2. I make this affidavit in support of an application for a warrant to search Park Quan's residence, located at 6520 28th Avenue South, Seattle, Washington (hereinafter, "the SUBJECT RESIDENCE"), further described in Attachment A to this Affidavit, for evidence, fruits, and instrumentalities of possession of a firearm by a prohibited person, in violation of Title 18, United States Code § 922(g), listed in Attachment B to this Affidavit.

3. The facts set forth in this Affidavit are based on my own personal knowledge, including interviews I have conducted and my review of documents related to this investigation; information obtained from other individuals, including other law enforcement officers and investigators; and my training and experience. Because this Affidavit is submitted for the limited purpose of establishing probable cause in support of the application for a search warrant, it does not set forth each and every fact that I or others have learned

1 during the course of this investigation, but rather those relevant to the determination of
2 whether probable cause exists to issue the requested search warrant.

3 **THE SUBJECT RESIDENCE**

4 4. The SUBJECT RESIDENCE is located at 6520 28th Avenue South, Seattle,
5 Washington, and is a grey one-story house with a partial brick facade on the front, and white
6 window frames and eaves. The number 6520 appears to the right side of the front door. The
7 SUBJECT RESIDENCE is shown in the photograph in Attachment A, which is attached
8 hereto and incorporated herein.

9 **SUMMARY OF PROBABLE CAUSE**

10 5. The FBI is conducting an investigation into a network intrusion. As part of
11 that investigation, the FBI identified an individual believed to have committed intrusion and
12 further identified that suspect's residence as 6520 28th Avenue South, Seattle, Washington,
13 the SUBJECT RESIDENCE.

14 6. Multiple individuals are believed to reside at the SUBJECT RESIDENCE,
15 including, according to public records, the owner, Park Quan (DOB 10/20/1952). According
16 to NCIC records that I have reviewed, Park Quan appears to have been convicted of crimes
17 punishable by imprisonment for more than a year in at least two separate cases.

18 7. On July 29, 2019, investigators conducted a search of the SUBJECT
19 RESIDENCE pursuant to a search warrant issued by the Honorable Mary Alice Theiler,
20 under case number MJ19-0342, in relation to investigation of the network intrusion.

21 8. Approximately five individuals, including Park Quan and the network intrusion
22 suspect, were present in the residence. For officer safety, the residents were detained and
23 secured pending execution of the search.

24 9. The SUBJECT RESIDENCE contains three bedrooms. When sweeping the
25 residence, agents observed in plain view multiple firearms and a gun safe in one bedroom
26 believed to belong to Park Quan based observations of the room. Agents observed, among
27
28

1 others, what appeared to be an AR15-style assault rifle, an AK47-style assault rifle,
2 handguns, and firearm accessories, including bump stocks.¹

3 10. Park Quan was provided his Miranda warnings and agreed to speak to agents.
4 During that interview, Park Quan acknowledged that the firearms and bump stocks belonged
5 to him, as did the bedroom in which the weapons were observed. Park Quan further
6 explained that he typically purchased firearms from private sellers and that he acquired the
7 bump stocks before they were made illegal. Park Quan also stated that he had a prior felony
8 conviction and was aware that he was prohibited from possessing such items.

9 11. Based on the assessment by authorities on scene of the various makes and
10 models of the firearms, at least one located in the SUBJECT RESIDENCE was
11 manufactured outside the state of Washington and, therefore, necessarily has traveled in
12 interstate or foreign commerce.

13 CONCLUSION

14 12. For the reasons set forth above, there is probable cause to believe that
15 evidence, fruits and/or instrumentalities of criminal activity, including violations of Title 18,
16 United States Code § 922(g), are located in the SUBJECT RESIDENCE, as more fully
17 described in Attachment A to this Affidavit. I therefore request that the court issue a warrant

18 //

19 //

20 //

21
22
23
24
25
26
27
28 ¹ Bump stocks, or bump fire stocks, are gun stocks that can be used to assist in bump firing, which is the act of using the
recoil of a semi-automatic firearm or double-action revolver to fire ammunition cartridges in rapid succession, but with a
loss of accuracy.

1 authorizing a search of SUBJECT RESIDENCE for the items more fully described in
2 Attachment B hereto, and the seizure of any such items found therein.

3
4 

5
6 LAURIENE DIVER
7 Special Agent
8 Federal Bureau of Investigation

9 SUBSCRIBED AND SWORN before me this 29 day of July, 2019.

10
11 

12 MARY ALICE THEILER
13 United States Magistrate Judge
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

ATTACHMENT A
LOCATION TO BE SEARCHED

The SUBJECT RESIDENCE, depicted in the photograph below, is located at 6520 28th Avenue South, Seattle, Washington, and is a grey one-story house with a partial brick facade on the front, and white window frames and eaves. The number 6520 appears to the right side of the front door.



ATTACHMENT B
ITEMS TO BE SEIZED

The following evidence, instrumentalities, and/or fruits of the commission of the following crimes: *prohibited person in possession of a firearm*, in violation of 18 U.S.C. § 922(g):

1. All firearms and ammunition.
2. All firearms accessories, including all holsters, bump stocks, and body armor.
3. All records or other documents related to the acquisition or transfer of firearms.
4. All records or other documents related to Park Quan's prior felony convictions.
5. Evidence of dominion and control of the 6520 28th Avenue South, Seattle, Washington, and of Quan's bedroom within that residence.